

PUBLIC CHAPTER NO. 242

HOUSE BILL NO. 600

By Representatives Mike Turner, Fincher, Moore, McDonald, Watson, Rinks, Bone, Windle, Ferguson, Fraley, Gilmore, Pruitt, Overbey, Ford, Hood, Ulysses Jones, Casada, Shepard, Pinion, Matheny, Hill, Lundberg, Gresham, Bass, Maggart, Dean, Harry Brooks, Litz, Odom, Harwell, Yokley, Bell, Baird, Lynn, Hackworth, Williams, Coley, DuBois, Sargent

Substituted for: Senate Bill No. 193

By Senators Burchett, Kilby, Ketron, Johnson, Bunch, Burks, Tracy, Raymond Finney

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to transportation of illegal aliens.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 1, is amended by adding the following new section:

§ 39-17-114.

(a) It is an offense for any person for the purpose of commercial advantage or private financial gain to transport or cause to be transported into the state an individual who the person knows or should have known has illegally entered or remained in the United States, as determined by the Bureau of Immigration and Customs Enforcement of the United States Department of Homeland Security.

(b)

(1) The provisions of this section shall not apply to common carriers.

(2) It is a defense to prosecution under this section that the individuals were being transported for religious purposes.

(c) A violation of this section is a Class A misdemeanor punishable only by a fine of one thousand dollars (\$1,000) for each person illegally transported.

(d) Any moneys received from a violation of this section shall go to the arresting agency or agencies.

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 3. This act shall take effect July 1, 2007, the public welfare requiring it.

PASSED: May 10, 2007



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 24th day of May 2007



PHIL BREDESEN, GOVERNOR